

## **REMARKS**

Claims 1-32 are pending in the application. Claims 11-15 have been canceled, and claims 1, 7, 8 and 24 have been amended. The amendments to the claims are fully supported by the specification.

In the October 5, 2006 Office Action, claim 24 was rejected under 35 U.S.C. § 112, second paragraph indefinite. Claims 1, 2, 7 10 11 and 16-32 were rejected under 35 U.S.C. § 102 (b) as anticipated by WIPO Publication No. WO 00/76961 A1. Claims 1, 15 and 16-32 were rejected under 35 U.S.C. § 102(e) as being anticipated by US Publication No. 2004132791 A1, published July 8, 2004, claiming priority to Provisional Application No. 60/287,704, filed May 2, 2001. The specific grounds for rejection, and applicants' response thereto, are set forth in detail below.

### **Support for amendments**

Support for the amendment to claim 1 is found in claims 11-15 as originally filed.

### **Rejection Under 35 U.S.C. §112, second paragraph**

Claim 24 was rejected under 35 U.S.C. § 112, second paragraph as indefinite. Specifically, the Examiner asserts that the structures of the compounds encompassed by the claim are indefinite. Applicants respectfully traverse.

Although applicants believe that the skilled artisan readily can recognize the compounds that meet the criteria specified in claim 24, that claim has now been amended to depend from claim 1. Accordingly, the claim recites compounds of precisely specified structures and withdrawal of the rejection is requested.

### **Rejection Under 35 U.S.C. §102 (b)**

Claims 1, 2, 7, 10, 11 and 16-32 are rejected under 35 U.S.C. § 102(b) as being anticipated by WIPO Publication No. WO 00/76961 A1, published December 21, 2000. Applicants respectfully traverse.

WO 00/76961 fails to describe compounds having the structure for X' recited in the amended claims. Accordingly, WO 00/76961 does not teach each and every element of the claimed invention and withdrawal of the rejection is requested.

**Rejections Under 35 U.S.C. §102(e)**

Claims 1, 15, and 16-32 are rejected under 35 U.S.C. § 102(e) as being anticipated by US Publication No. 2004132791 A1, published July 8, 2004, claiming priority to Provisional Application No. 60/287,704, filed May 2, 2001. Applicants respectfully traverse.

US 2004132791 fails to describe compounds having the structure for X' recited in the amended claims. Accordingly, US 2004132791 does not teach each and every element of the claimed invention and withdrawal of the rejection is requested.

**Rejections for Obviousness-Type Double Patenting**

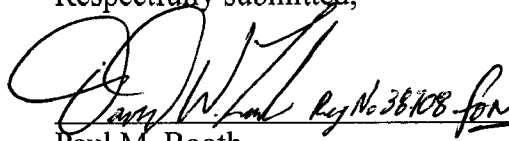
The Examiner asserts several rejections for obviousness-type double patenting. Applicants request that these rejections be held in abeyance for further consideration upon an indication of allowable subject matter in the captioned application.

**CONCLUSION**

In view of the foregoing amendments and remarks, applicants respectfully submit that the application is in condition for allowance. Should the Examiner feel that there are any issues outstanding after consideration of this response, the Examiner is invited to contact the undersigned to expedite prosecution of the application.

The Commissioner is hereby authorized by this paper to charge any fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-3840. **This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).**

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul M. Booth", is written over a horizontal line. To the right of the signature, the text "Reg No 38408 for" is handwritten.

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Date: April 5, 2006

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